12-13-04 17:37   From-HUNTON & WILLIAMS   T-148   P 03/10   F-068

Attorney Docket No. 60117.000007
Attorney Customer No. 21967

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:

Jens PETERSEN, et al.

Serial No.: 09/938,670

Filing Date: August 27, 2001

Title: POLYACRYLAMIDE HYDROGEL
AND ITS USE AS AN
ENDOPROSTHESIS

Group Art Unit:	3738
Examiner:	David J. Isabella
Confirmation No.:	2509

MAILSTOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR ONE-MONTH EXTENSION OF TIME, STATEMENT OF SUBSTANCE OF INTERVIEW UNDER 37 C.F.R. § 1.133 AND AMENDMENT UNDER 37 C.F.R. § 1.111

Sir:

PETITION

Applicants hereby petition for a one-month extension of time under 37 C.F.R. § 1.136(a) for responding to the U.S. Patent and Trademark Office (PTO) non-final Office Action mailed on August 11, 2004 in the above-captioned application (the Application). Accordingly, Applicants respectfully request that the time for response be extended up to and including December 11, 2004. The Commissioner is authorized to deduct the amount of $120.00 from the undersigned's Deposit Account No. 50-0206 to cover the one-month extension of time fee.

RESPONSE

This Amendment is filed in response to a non-final Office Action dated August 11, 2004 in the Application and in view of the Examiner interview held on December 8, 2004.

Amendment to the claims are reflected in the listing of claims which begins on page 2 of this Amendment.

Remarks begin on page 5 of this Amendment.

U9/938,670

Application or Docket Number

55320.000006

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2000

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)	SMALL ENTITY TYPE ☐ OR		OTHER THAN SMALL ENTITY	
			RATE	FEE	RATE	FEE
TOTAL CLAIMS	40		BASIC FEE	355.00	BASIC FEE	710.00
FOR	NUMBER FILED	NUMBER EXTRA				
TOTAL CHARGEABLE CLAIMS	40 minus 20=	20	X$ 9=		X$18=	360
INDEPENDENT CLAIMS	9 minus 3 =	6	X40=		X80=	480
MULTIPLE DEPENDENT CLAIM PRESENT		☐	+135=		+270=	0
			TOTAL		TOTAL	1550

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

AMENDMENT A

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	SMALL ENTITY OR		OTHER THAN SMALL ENTITY	
					RATE	ADDI-TIONAL FEE	RATE	ADDI-TIONAL FEE
Total	43	Minus	40	3	X$ 9=		X$18=	5400
Independent	9	Minus	9	0	X40=		X80=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM ☐					+135=		+270=	
					TOTAL ADDIT. FEE		TOTAL ADDIT. FEE	

AMENDMENT B 6/2/04

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE	ADDI-TIONAL FEE	RATE	ADDI-TIONAL FEE
Total	43	Minus	43	—	X$ 9=		X$18=	
Independent	7	Minus	9	✓	X40=		X80=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM ☐					+135=		+270=	
					TOTAL ADDIT. FEE		TOTAL ADDIT. FEE	

AMENDMENT C 12-13-04

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA	RATE	ADDI-TIONAL FEE	RATE	ADDI-TIONAL FEE
Total	16	Minus	43	1	X$ 9=		X$18=	
Independent		Minus	9	1	X40=		X80=	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM ☐					+135=		+270=	
					TOTAL ADDIT. FEE		TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

FORM PTO-875
(Rev. 8/00)

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE